

# DECISION



THE COMPTROLLER GENERAL  
OF THE UNITED STATES  
WASHINGTON, D.C. 20548

26454

FILE: B-213213

DATE: October 11, 1983

MATTER OF: Terex Corporation

## DIGEST:

Protest concerning procurement by Tennessee Valley Authority (TVA) will not be considered because the General Accounting Office is precluded by TVA Act from disallowing credit for expenditures which TVA Board determines is necessary to carry out purposes of TVA Act.

Terex Corporation (Terex) protests alleged improprieties in invitation for bids No. 5-933366 issued by the Tennessee Valley Authority (TVA).

We do not consider protests involving TVA procurements. By statute, the TVA Board has broad authority and we are precluded from disallowing credit for any expenditure which the TVA Board determines necessary to carry out the TVA Act. See 16 U.S.C. § 831h(b) (1982). Thus, even if we were to disagree with the propriety of TVA actions, we would be unable to effect any remedial action; therefore, no useful purpose would be served by our consideration of the protest. Interior Steel Equipment Co., B-208524, September 7, 1982, 82-2 CPD 202.

The protest is dismissed.

*Harry R. Van Cleve*  
Harry R. Van Cleve  
Acting General Counsel

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